

REMARKS

Reconsideration of the above-identified application in view of the foregoing amendments and following remarks is respectfully requested.

Claim Status

Claims 1-21 are pending in this application. Claims 5, 8-13, 15 and 18 have been withdrawn as a result of a restriction requirement. Claims 1-4, 6, 7, 14, 17 and 19-21 are currently being considered, of which claims 1, 17 and 19-21 are independent in form. Claims 1-4, 6, 7, 14, 17 and 19-21 have been rejected.

Claims 1 and 17-21 are amended herein and new claim 22 has been added. Support for these amendments is found throughout the specification and drawings, as originally filed. No new matter has been added by these amendments.

Claim Objections

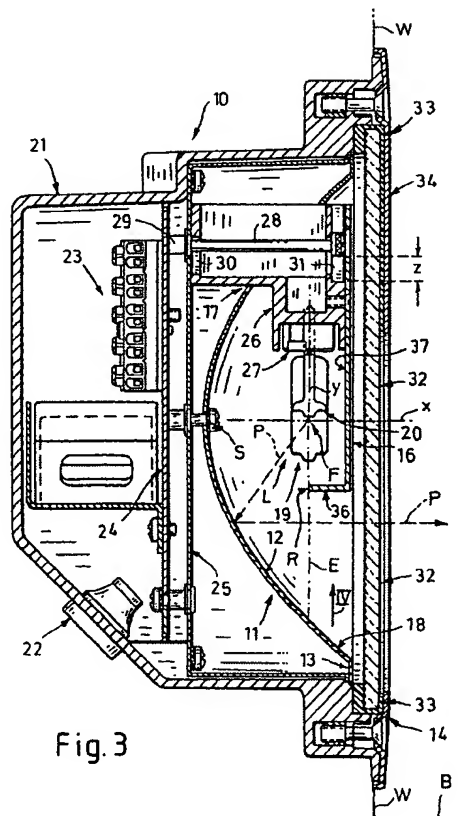
Claims 1, 17, 19 and 20 have been objected to due to alleged informalities as stated. (See Office Action, pp. 2-3, ¶ 2). Applicant has amended claims 1, 17, 19 and 20 to overcome the alleged informalities. Accordingly, Applicant respectfully requests reconsideration and withdrawal of these objections to claims 1, 17, 19 and 20.

Claim Rejections – 35 U.S.C. § 102

Claims 1, 14 and 17-21 have been rejected under 35 U.S.C. § 102(e) as allegedly being anticipated by Klose, U.S. Patent No. 6,648,490 (“Klose”). Applicant respectfully disagrees with the characterization of the claims and prior art in the stated rejections and respectfully traverses these rejections.

Nevertheless, Applicant has herein amended claim 1 to recite that the lighting device comprises *inter alia* “a reflector, which has a central axis...” and “a focusing portion enabled to adjust a relative position between the light-emitting diode and the reflector in a direction substantially parallel to the central axis...” (emphasis added). Claims 17-21 have been amended to recite features similar to those now found in amended claim 1.

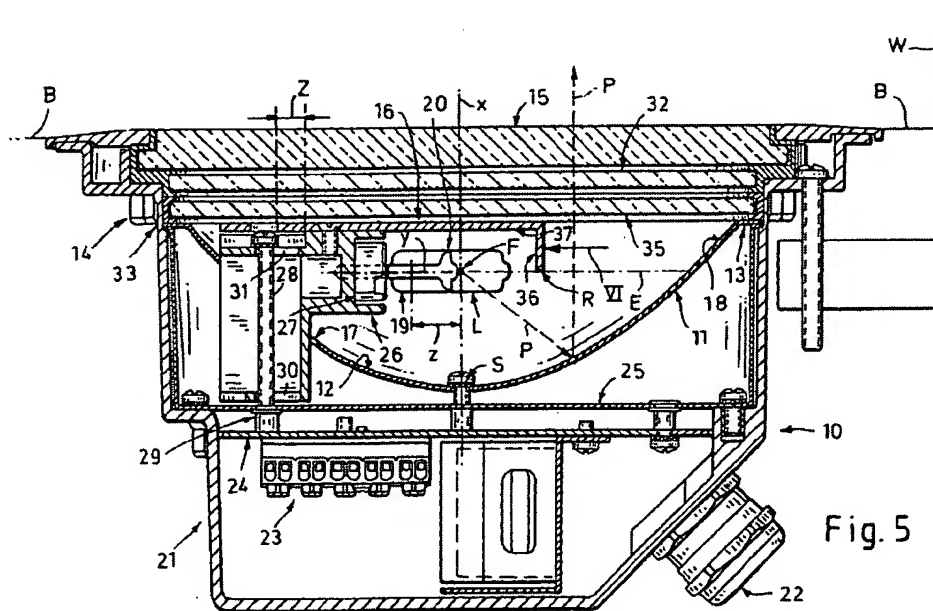
In contrast, Klose discloses clamping screw 28, which when loosened allows lamp carrier 26 to be moved only in a direction perpendicular to the direction of the central axis of the reflector. For example, in Figures 3 and 5, reproduced herein, Klose discloses moving the lamp carrier 26 a distance denoted Z, which is in a direction perpendicular to the direction of the central axis of the reflector denoted X.



With reference to Figure 3, Klose states that:

When one releases the clamping screw 28, which is threaded into a bushing 29 on the mounting plate 24, the lamp carrier 26 is sufficiently loose to enable it to be shifted along its adjustment slits 30 and 31 by the distance Z upwardly, thereby causing the downward deflection of the light rays toward the floor B. (Klose, col. 6, lines 12-17).

Similarly, with reference to Figure 5, Klose states that “the lamp can be shifted, e.g. to the left, upon loosening of the clamping screw 28 so that the entire lamp carrier can be displaced by the distance Z to the left.” (Klose, col. 6, lines 39-42).



Thus, clamping screw 28 in Klose does not adjust a relative position between the light-emitting diode and the reflector in a direction substantially parallel to the central axis X, but rather only a distance Z perpendicular to central axis X. In fact, Klose fails to disclose, teach or suggest a lighting device having a reflector, which has a central axis, and “a focusing portion enabled to adjust a relative position between a light-emitting diode and a reflector in a direction substantially parallel to the central axis ...” as claimed.

Applicant respectfully submits that the present invention as claimed is neither taught nor suggested by Klose, and therefore is neither anticipated by, nor rendered obvious in view of, Klose. Accordingly, Applicant respectfully requests reconsideration and withdrawal of the rejections of claims 1, 14, and 17-21.

Claim Rejections - 35 U.S.C. § 103

Claims 2-4 have been rejected under 35 U.S.C. § 103(a) as allegedly being unpatentable over Klose. Applicant respectfully disagrees with the characterization of the claims and prior art in the stated rejections and respectfully traverses these rejections.

Applicant has not independently addressed the rejections of the dependent claims. Applicant submits that, as the independent claims from which the dependent claims depend are believed allowable for at least the reasons discussed *supra*, the dependent claims are believed allowable for at least similar reasons. Accordingly, Applicant respectfully requests reconsideration and withdrawal of these rejections.

Applicant has not specifically addressed the rejections stated herein and reserves the right to address the substance of such rejections in the future as appropriate.

Allowable Subject Matter

Applicant wishes to take this opportunity to thank the Examiner for the indication that claims 6 and 7 are directed to allowable subject matter.

New Claim

New dependent claim 22 has been added to claim a further aspect of the present invention. New claim 22 is believed allowable for at least the reasons discussed above.

CONCLUSION

For the above-stated reasons, this application is respectfully asserted to be in condition for allowance. An early and favorable examination on the merits is requested. In the event that a telephone conference would facilitate the examination of this application in any way, the Examiner is invited to contact the undersigned at the number provided.

AUTHORIZATION

The Commissioner is hereby authorized to charge any additional fees which may be required for consideration of this Amendment to Deposit Account No. **13-4500**, Order No. 2173-4008.

While the petitioned extension of time is believed sufficient, should an additional extension of time be necessary to render this filing timely, such extension is hereby petitioned and the Commissioner is hereby authorized to charge any fee for such an extension of time or credit any overpayment for an extension of time to Deposit Account No. **13-4500**, Order No. 2173-4008.

Respectfully submitted,
MORGAN & FINNEGAN, L.L.P.

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By:



Peter N. Fill

Registration No. 38,876

Correspondence Address:

MORGAN & FINNEGAN, L.L.P.
3 World Financial Center
New York, NY 10281-2101
(212) 415-8700 Telephone
(212) 415-8701 Facsimile